

LAND OFFICE IS REVERSED

Commissioner Clay Tallman Holds That Contention of Attorney Mandl in Dorn vs. Cook Case is Well Founded

Land Attorney A. Mandl has just received information from Land Commissioner Clay Tallman of the reversal of a decision of the local land office in the case of Robert E. Cook vs. Margaret J. Dorn, and the allowance of the application of Mrs. Dorn's homestead entry upon a piece of land just south of the river and one-half mile east of the Center street bridge.

On April 19, 1914, at 9 a.m. Mrs. Dorn personally filed a homestead application, together with an affidavit that she had made settlement on this land March 11, 1914. Simultaneous with the filing of Mrs. Dorn's application, Cook filed an application to enter the same land. He also submitted an affidavit, alleging settlement at 9:14 a.m., on March 11, 1914, with the further allegation that at said hour there was no other person or persons performing acts of settlement on the land.

On account of the alleged simultaneous filing of applications to enter this land, and the conflicting statements by Mrs. Dorn and Cook, a hearing was held on May 23, 1914, both parties appearing and submitting evidence. On June 3, 1914, the local land office rendered a decision recommending that the application of Cook be allowed, from which action an appeal was filed by Attorney Mandl, representing Mrs. Dorn.

In reversing the local land office, Commissioner Tallman said:

"You seem to have based your decision adverse to claimant, Dorn, upon the theory that she was upon the land in a tent erected thereon several days before the land was opened for settlement, remaining there about one-half day, and also upon the ground that she must have been there prior to 9 a.m. the morning of the 11th of March, 1914, for the reason she commenced the construction of the house precisely at 9 a.m."

"You state in your decision: 'We are, therefore, of the opinion that claimant, Dorn, by performing acts of settlement prior to the date of opening and by entering upon the land on March 11, 1914, prior to 9 a.m., forfeited any and all claim to a settlement right, and Cook's being the first qualified settler in point of time after the land was legally opened is entitled to have his filing allowed.'"

"The evidence supports your statement that she was upon the land at and immediately before 9 a.m., and if that be true she could gain no right thereby, but she would lose no right by being there. She was there at 9 a.m., and immediately commenced the construction of a house, and continued to live there and was so doing at the time of the hearing. Her improvements consist of a house 12x24 feet, two rooms, four windows and two doors, a corral, well, and some clearing."

"Claimant Cook does not claim to have been upon the land until 9:14 a.m., March 11, 1914, fourteen minutes after claimant, Dorn, had established her residence and commenced building her house."

After calling attention to the case of Hanson vs. Cammanche, and that of Larsen vs. Hanson, the commissioner continued:

"It, therefore, follows that your decision was erroneous. You will allow the application of Dorn and reject the application of Cook, subject to his right of appeal."

"You will notify the parties in interest hereof, and in due time report your action."

This case has been of peculiar interest, and has been watched closely because of the unique point raised, and the decision of Commissioner Tallman will have a far-reaching effect.

Help Yourself and Help the Valley; Drag the Roads!



MISS MURIEL MILLER

One of the Bridesmaids at the Tom Thumb Wedding

DRUGGISTS AND PROHIBITION

Attorney General Wiley E. Jones Answers Questions Propounded to Him by the Pharmacists of This State

Information for the druggists of the state, is contained in the following letter dated Jan. 3, from Wiley Jones to Arthur G. Hallett of this city. As a definition of the privileges of druggists, the missive is devoid of lots of legal terms, but is pretty full of just what Mr. Jones thinks.

"Amid more than a score of similar inquiries, I dig yours out of the mass of correspondence to answer."

"The prohibitory amendment mentions 'Every person' as forbidden by the act; it is plain and simple. Nowhere does it mention saloon keepers, physicians, pharmacists, nor any one else, except 'EVERY PERSON.' This includes all corporations, companies, co-partnerships, without regard to sex, race, color, or previous condition of servitude."

"Straight grain alcohol CANNOT be sold by you under its provisions. If you make use of grain alcohol in compounding a medicine the compounded article when completed must be such that its use as a BEVERAGE is absolutely impossible. This is in accordance with a long line of court decisions. This ought to answer your inquiry. Subterfuges and pretenses must be cut out. There are court decisions against the use of Peruna and such other like articles as Hostetters Bitters, which have been sold so often in prohibited districts, where the imbibing victims could get 'as drunk as a lord.'"

Use copies of this letter if you wish in answering inquiries.

"Very truly yours,
"WILEY E. JONES,
"Attorney General of Arizona."

GUESTS ARRIVE FOR TOM THUMB WEDDING

Preparations Practically All Complete for Important Society Event at Columbia Tomorrow.

After an unavoidable delay, all the guests have arrived to attend the wedding of Tom Thumb and Ping Bell, the big society event of the season, which takes place tomorrow afternoon.

In all the excitement and hurry of preparation, the bride and groom are of course the busiest of all. The demure bride has made numerous trips to her modiste's to be sure that nothing is lacking in her trousseau, and the simulative bride groom wears a smile of triumph whenever he thinks of the prize he has won from Junior Hildreth. "Bobbe" is in a rush, too, hurrying around to see that all the final arrangements are made.

CUT CUT Florists are busy today putting the final touches on a scheme of elaborate decorations, that are really beautiful. Miss Orla Pemberton, the professional soloist, who has just arrived after a successful European tour, will attend the wedding and sing "I Miss You Most of All" at the wedding.

The bride will wear her great-grandmother's wedding dress, and her only jewels will be pearls. The bridesmaids will be charming in gowns of pink. There are over fifty invited guests. The ceremony will be performed at the Columbia tomorrow afternoon at 3 o'clock, the performance being under the auspices and for the benefit of the Associated charities.

JONES AND HARDY GO TO DEFEND 80-PERCENT LAW

To try the eighty per cent case of Mike Riach, Attorney General Wiley Jones and his assistant Leslie C. Hardy left last night for San Francisco. The case will come up before Judge Saville and Judge Morrow and one other federal judge, probably Judge Van Fleet, tomorrow morning. The complainants are on hand, and the case awaits only the arrival of the attorney general.

The case is that of a restaurant cook of Austrian persuasion, who was discharged by the Truax restaurant of Bisbee, under the provisions of the eighty per cent law. An application for an interlocutory injunction is included in the complaint. News of the denial of the temporary restraining order in Tucson Saturday, made it necessary for employers to obey the law.

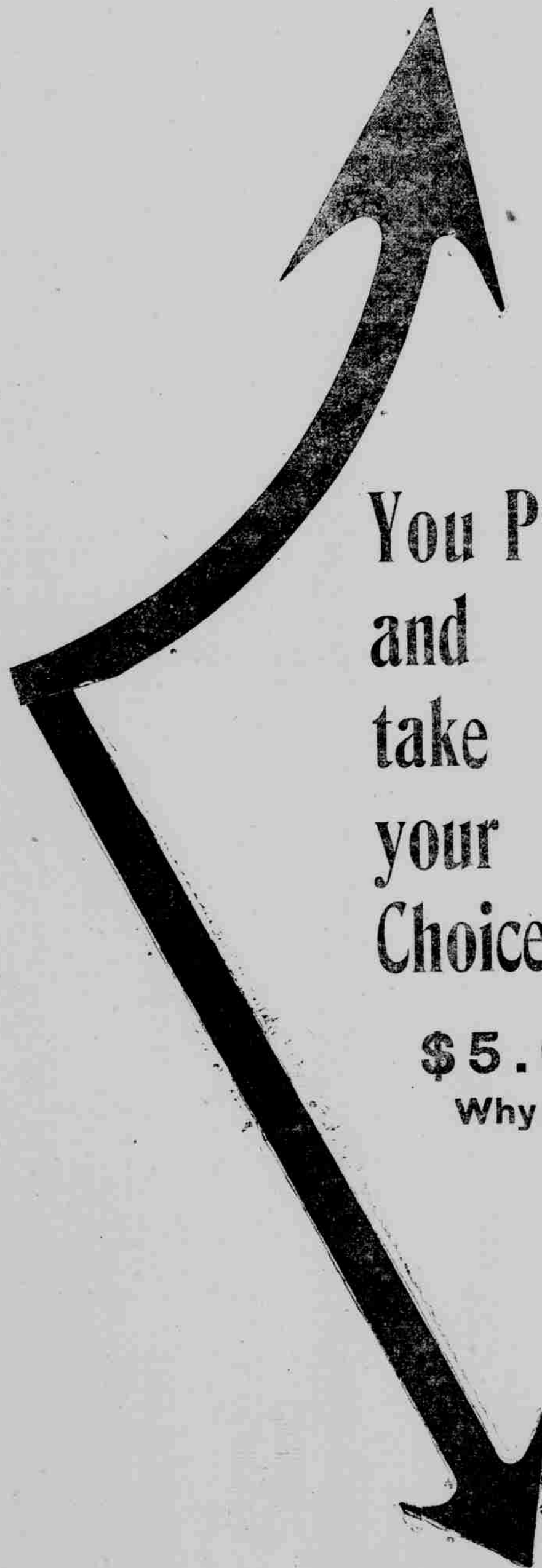
TRACK REPAIRED TO WINKELMAN

Through service to Hayden and Winkelman over the Arizona Eastern will be started today, after a lay up of several days due to the washouts occasioned by the heavy rains.

The first train, a freight, will leave here this afternoon at four o'clock. The first passenger train to make the run, will leave here Tuesday morning at nine o'clock. These towns have been cut off from outside connections since the serious washouts forced the suspension of railroad traffic. There is a large quantity of mail matter held up at the local postoffice, waiting to be sent to them over the newly repaired line.

GOING UP!

From \$5 to \$9—that's some "going up"—that's exactly what happens after January 9th, when The Arizona Republican's bargain offer expires and the price goes up from \$5 for the whole year to the regular price of \$9 (75c a month). Why not save the \$4?



You Pay Your Money
and
take
your
Choice



\$5.00 or \$9.00

Why not save the \$4.00?

GOING DOWN!

Right now the annual subscription of the Arizona Republican has "gone down" from \$9 to \$5—your chance to save \$4.

NOTE—This \$5 bargain offer includes the big exclusive Sunday Republican as well as the 313 daily issues (all that any other paper offers). Why not save the \$4? If you are in arrears, it is necessary to pay up to January 1st, 1915, in order to take advantage of the bargain rate.